

November 21, 2023

BY ECF

The Honorable Lorna G. Schofield
United States District Court for the Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

Re: *McKoy, et al. v. The Trump Corporation, et al.*, No. 18-cv-09936 (LGS) (SLC)

Dear Judge Schofield,

The parties in the above-referenced action write jointly pursuant to Rule I.B.3 of Your Honor's Individual Rules and Procedures for Civil Cases to respectfully request an additional 30-day extension of the November 29, 2023 deadline for the parties to submit three-page letters on "the issue of appeal upon transfer and its effect on the analysis of whether to keep, dismiss or transfer this action." ECF 661 at 1; ECF 671. This is the parties' second joint request for an extension.

As previously reported, following the November 8, 2023 conference, the parties are actively discussing a possible agreement with respect to how to move forward in this litigation in light of the Court's guidance and the current procedural posture. The discussions remain productive, and the parties continue to work together in good faith. If granted, the deadline for the parties' submission of their supplemental letter briefs would be December 29, 2023.

Respectfully submitted,

/s/ John C. Quinn
Roberta A. Kaplan
John C. Quinn
David E. Patton
Christopher R. Le Coney
Maximillian Feldman
Katherine H. Epstein
Maximilian T. Crema

KAPLAN HECKER & FINK LLP
350 Fifth Avenue, 63rd Floor
New York, New York 10118
rkaplan@kaplanhecker.com
jquinn@kaplanhecker.com
dpatton@kaplanhecker.com
[cleconey@kaplanhecker.com](mailto:cleckoney@kaplanhecker.com)
mfeldman@kaplanhecker.com
kestein@kaplanhecker.com
mcrema@kaplanhecker.com

/s/ Peter T. Shapiro
Peter T. Shapiro
Eric Kizirian
Greg Johnson
Carrie C. Turner

LEWIS BRISBOIS BISGAARD
& SMITH LLP
77 Water Street, Suite 2100
New York, New York 10005
peter.shapiro@lewisbrisbois.com
eric.kizirian@lewisbrisbois.com
greg.johnson@lewisbrisbois.com
carrie.turner@lewisbrisbois.com

Andrew G. Celli, Jr.
Matthew D. Brinckerhoff
O. Andrew F. Wilson
David Berman
Nick Bourland

EMERY CELLI BRINCKERHOFF
ABADY WARD & MAAZEL LLP
600 Fifth Avenue at Rockefeller Center
New York, New York 10020
Telephone: (212) 763-5000
acelli@ecbawm.com
mbrinckerhoff@ecbawm.com
awilson@ecbawm.com
dberman@ecbawm.com
nbourland@ecbawm.com

Counsel for Plaintiffs

Clifford S. Robert
Michael Farina

ROBERT & ROBERT PLLC
526 RXR Plaza
Uniondale, New York 11556
Telephone: (516) 832-7000
crobert@robertlaw.com
mfarina@robertlaw.com

Counsel for Defendants

Alina Habba

HABBA MADAIO & ASSOCIATES LLP
1430 U.S. Highway 206, Suite 240
Bedminster, New Jersey 07921
Telephone: (909) 869-1188
ahabba@habbalaw.com

*Counsel for Defendant Donald J. Trump, in
his personal capacity*